

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA,)
)
Plaintiff,)
)
v.)
)
TYSON FOODS, INC., et al.,)
)
Defendants.)

Case No. 05-CV-329-GKF-SAJ

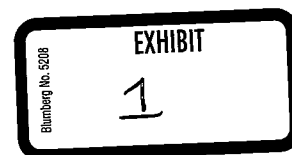
**STATE OF OKLAHOMA'S SEPTEMBER 18, 2008 SET OF
REQUESTS FOR PRODUCTION TO SIMMONS FOODS, INC.**

Pursuant to Fed. R. Civ. P. 26 and 34, plaintiff State of Oklahoma ("the State") requests that Defendant Simmons Foods, Inc. respond to the following requests for production within 30 days of service.

Definitions and Instructions

For purposes of this discovery, the following terms are intended to have the following meanings:

1. "You" means Simmons Foods, Inc., including any predecessors in interest, its present and former officers, executives, directors, agents, servants, employees, attorneys, consultants, experts, investigators and other persons or firms acting or purporting to act on its behalf.
2. "Document" means documents and electronically stored information. All electronically stored information shall be produced in native format.
3. The connectives "and" and "or" are to be construed either disjunctively or conjunctively as necessary to bring within the scope of this discovery all responses that might otherwise be construed to be outside of their scope.



4. The term "any" includes "all" and "each"; the term "all" includes "any" and "each"; and the term "each" includes "any" and "all."

5. References to the singular are to be construed to include the plural and vice versa.

6. If there is any responsive information which you decline to provide on the ground of a claim of attorney client privilege or attorney work product, make the claim expressly and describe the nature of the documents, communications, or things not produced or disclosed in a manner that will enable the State to assess the applicability of the claimed privilege or protection.

Request for Production

Request for Production No. 1: Please produce copies of the transaction documents (including any indemnification agreements) pertaining to your acquisition of Peterson Farms, Inc.'s poultry operations that was announced on or about June 3, 2008.

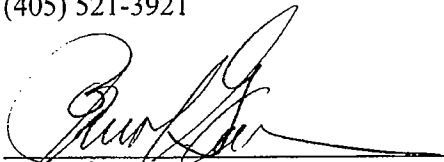
Request for Production No. 2: Please produce copies of any documents referring or relating to any environmental due diligence activities, reports, disclosures or investigations pertaining to your acquisition of Peterson Farms, Inc.'s poultry operations that was announced on or about June 3, 2008.

Request for Production No. 3: Please produce copies of any documents referring or relating to reason(s) why Peterson Farms, Inc. decided to transfer its poultry operations to you.

Request for Production No. 4: Please produce copies of any documents referring or relating to this lawsuit or the subject matter of this lawsuit that were exchanged between you and / or and Peterson Farms, Inc. (including any persons or firms acting or purporting to act on its behalf) in connection with your acquisition of Peterson Farms, Inc.'s poultry operations that was announced on or about June 3, 2008.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of September, 2008, I electronically transmitted the above and foregoing pleading to the following ECF registrants:

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A handwritten signature in black ink, appearing to read 'Richard T. Garren', written over a horizontal line.

Richard T. Garren